

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

VISION ADVANCEMENT, LLC, §  
§  
*Plaintiff,* §  
§  
v. § CIVIL ACTION NO. 2:05CV455  
§ JUDGE LEONARD DAVIS  
JOHNSON & JOHNSON VISION § BENCH TRIAL  
CARE, INC., §  
§  
*Defendant.* §  
§

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**JOINT STIPULATION OF DISMISSAL**

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Plaintiff, Vision Advancement, LLC, and Defendant, Johnson & Johnson Vision Care, Inc., hereby stipulate, through their respective attorneys, that this action shall be and is dismissed with prejudice in its entirety. Plaintiff and Defendant further stipulate that each party shall bear its own costs and attorneys' fees.

DATED: June 7, 2007

NIX PATTERSON & ROACH, LLP

BY: /s/ D. Neil Smith  
Attorneys for Vision Advancement

SAYLES/WERBER

BY: /s/ Richard Sayles by permission  
Attorneys for Johnson & Johnson Vision Care, Inc.